

DETAILED ACTION

1. This application is in condition for allowance except for the following formal matters:
see discussion infra.

Prosecution on the merits is closed in accordance with the practice under *Ex parte* Quayle, 25 USPQ 74, 453 O.G. 213, (Comm'r Pat. 1935).

A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter.

Election/Restrictions

2. Claims 2, 9-10, 15-17 and 22 are allowed. See 9-24-08 BPAI decision. The restriction requirement among the species, as set forth in the Office action mailed on 8-26-03, has been reconsidered in view of the allowance of claims to the elected invention pursuant to MPEP § 821.04(a). **The restriction requirement is hereby withdrawn as to any claim that requires all the limitations of an allowed claim.** Claims 3-6 and 11-14, directed to nonelected species are no longer withdrawn from consideration because the claim(s) requires all the limitations of an allowed claim. However, claims 18-21, directed to species non-elected without traverse remain withdrawn from consideration because they do not require all the limitations of an allowed claim. Accordingly, claims 18-21 should be cancelled.

In view of the above noted withdrawal of the restriction requirement, applicant is advised that if any claim presented in a continuation or divisional application is anticipated by, or includes all the limitations of, a claim that is allowable in the present application, such claim may

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be subject to provisional statutory and/or nonstatutory double patenting rejections over the claims of the instant application.

Once a restriction requirement is withdrawn, the provisions of 35 U.S.C. 121 are no longer applicable. See *In re Ziegler*, 443 F.2d 1211, 1215, 170 USPQ 129, 131-32 (CCPA 1971). See also MPEP § 804.01.

Claim Objections

3. Claims 3-6 and 11-14 are objected to because of the following informalities: In claims 3-4, lines 1 and 2, after “is one” (each), insert --said--. In claims 5-6, line 2, change “with the” to and there is one said-- and on line 3, before “non-abrasive”, insert --the at least one said non-abrasive zone comprises--. In claim 11, lines 2-3, delete “beyond...edges”, see paragraph 6 of the 11-19-03 Office Action. Appropriate correction is required.

Allowable Subject Matter

4. Claims 2, 9-10, 15-17 and 22 are allowed.
5. Claims 3-6 and 11-14 include allowable subject matter.
6. As allowable subject matter has been indicated, applicant's reply must either comply with all formal requirements or specifically traverse each requirement not complied with. See 37 CFR 1.111(b) and MPEP § 707.07(a).

Conclusion

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Karin M. Reichle whose telephone number is (571) 272-4936. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tanya Zalukaeva can be reached on (571) 272-1115. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Karin M. Reichle/
Primary Examiner, Art Unit 3761

November 11, 2008